

RCE/1600

PTO/SB/50 (08-00)

Approved for use through 10/31/2002, OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

<i>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</i>	<i>Application Number</i>	09/230,195
	<i>Filing Date</i>	December 10, 1999
	<i>Examiner Name</i>	Eleanor Sorbello
	<i>First Named Inventor</i>	RYBAK, Susanna
	<i>Group Art Unit</i>	1633
	<i>Attorney Docket Number</i>	015280-284100US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. Previously submitted

- Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered).
- Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- Other _____

b. Enclosed

- Amendment/Reply
- Affidavit(s)/Declaration(s)
- Information Disclosure Statement (IDS)
- Other _____

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2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

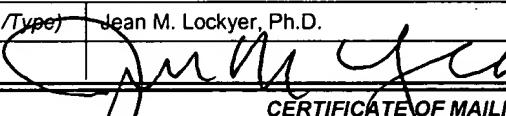
a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 20-1430 in accordance with the accompanying Fee Transmittal (submitted in duplicate).

- RCE fee required under 37 C.F.R. § 1.17(e)
- Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- Other _____

b. Check in the amount of \$ _____ enclosed

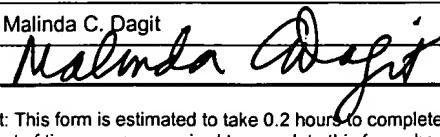
c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Jean M. Lockyer, Ph.D.	Registration No. (Attorney/Agent)	44,879
Signature			
	Date	November 8, 2002	

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print /Type)	Malinda C. Dagit	Date	
Signature	8 Nov. 2002		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

SF 1404520 v1

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01 FC:1601 740.00 CH

02 FC:1234 1440.00 CH

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O I P E
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P A T E N T & T R A D E M A R K O F F I C E

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 2180)

Complete If Known

Application Number	09/230,195
Filing Date	December 10, 1999
First Named Inventor	RYBAK, Susanna
Examiner Name	Eleanor Sorbello
Group Art Unit	1633
Attorney Docket No.	015280-284100US

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METHOD OF PAYMENT (check all that apply)

Check Credit Card MoneyOrder Other None
 Deposit Account:

Deposit Account Number 20-1430

Deposit Account Name Townsend and Townsend and Crew LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 740	2001 370	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 510	2003 255	Plant filing fee	
1004 740	2004 370	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-**	Extra Claims		Fees from below	Fee Paid
			X		
Independent Claims	-**		X		
Multiple Dependent		X			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Entity	Small Entity	Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)		
1051 130	2051 65	1053 130	1812 2,520	Surcharge - late filing fee or oath	
1052 50	2052 25	1804 920*	1804 920*	Surcharge - late provisional filing fee or cover sheet	
1053 130	1804 920*	1805 1,840*	1805 1,840*	Non-English specification	
1812 2,520	1804 920*	1805 1,840*	1805 1,840*	For filing a request for reexamination	
1804 920*	1805 1,840*	1805 1,840*	1805 1,840*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	1252 400	2252 200	Extension for reply within first month	
1252 400	2252 200	1253 920	2253 460	Extension for reply within second month	
1253 920	2253 460	1254 1,440	2254 720	Extension for reply within third month	
1254 1,440	2254 720	1255 1,960	2255 980	Extension for reply within fourth month	1440
1255 1,960	2255 980	1401 320	2401 160	Extension for reply within fifth month	
1401 320	2401 160	1402 320	2402 160	Notice of Appeal	
1402 320	2402 160	1403 280	2403 140	Filing a brief in support of an appeal	
1403 280	2403 140	1451 1,510	1451 1,510	Request for oral hearing	
1451 1,510	1451 1,510	1452 110	2452 55	Petition to institute a public use proceeding	
1452 110	2452 55	1453 1,280	2453 640	Petition to revive – unavoidable	
1453 1,280	2453 640	1501 1,280	2501 640	Petition to revive – unintentional	
1501 1,280	2501 640	1502 460	2502 230	Utility issue fee (or reissue)	
1502 460	2502 230	1503 620	2503 310	Design issue fee	
1503 620	2503 310	1460 130	1460 130	Plant issue fee	
1460 130	1460 130	1807 50	1807 50	Petitions to the Commissioner	
1807 50	1807 50	1806 180	1806 180	Petitions related to provisional applications	
1806 180	1806 180	8021 40	8021 40	Submission of Information Disclosure Stmt	
8021 40	8021 40	1809 740	2809 370	Recording each patent assignment per property (times number of properties)	
1809 740	2809 370	1810 740	2810 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 740	2810 370	1801 740	2801 370	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 740	2801 370	1802 900	1802 900	Request for Continued Examination (RCE)	740
1802 900	1802 900	1809	2809	Request for expedited examination of a design application	
1809	2809	Other fee (specify)			

*Reduced by Basic Filing Fee Paid SUBTOTAL (3)

(\$2180)

SUBMITTED BY

Complete (if applicable)

Name, (Print/Type)	Jean M. Lockyer, Ph.D.	Registration No. (Attorney/Agent)	44,879	Telephone	415-576-0200
Signature				Date	November 8, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.